IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

Writ Petition No. 8257 of 2004

Shri Snehal J Mehta and ors.....Petitioners

vs

State of Mah and ors..Respondents

Dr B R Naik with Mr Prashant Naik for petitioners

Mr. N P Deshpande AGP for respondent nos.l and 2
Mr. S.D.Bhosale for respondent no. 4

CORAM:A.P.SHAH & S.C.DHARMADHIKARI JJ.

Dated l9.l0.2004

P.C:

Dr Naik, learned counsel appearing for the petitioners seeks leave to withdraw the petition at this stage with liberty to pursue the appeal which has been preferred by the petitioners under section 22(l)(5) of the Banking Regulations Act, l949. Leave granted. Petition is allowed to be withdrawn with liberty as prayed for. It is needless to say that if the petitioners succeed in the appeal, petitioners will be at liberty to revive the challenge to the impugned order of liquidation passed under section ll0(a) of the Mah Coop Societies Act.

Petitioners are free to apply for appropriate

interim relief before the appellate authority.

Liquidator is directed not to dispose of the assets of the respondent no. 7 bank for a period of four weeks from today.

All the contentions of the petitioners in the pending appeal are left open.